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#### UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:

ENRON CORP., et al.,

Reorganized Debtors.

ENRON CORP., et al.,

Plaintiff,

v.

CITIGROUP INC., et al.,

Defendants.

Chapter 11

Case No. 01-16034 (AJG)

Jointly Administered

Adv. Pro. No. 03-09266

#### NOTICE OF APPEAL

PLEASE TAKE NOTICE that defendants-appellants Citigroup Inc.

("Citigroup"), Barclays PLC ("Barclays") and Deutsche Bank AG ("Deutsche Bank")

and their respective co-defendant affiliates¹ (together, the "Bank Defendants") by their undersigned attorneys, Paul, Weiss, Rifkind, Wharton & Garrison LLP, Allen & Overy LLP, and White & Case LLP, appeal under 28 U.S.C. § 158(a) to the United States District Court for the Southern District of New York from the Opinion Concerning Determination Pursuant To 28 U.S.C. § 157(b)(3) (the "Core Opinion") entered by the United States Bankruptcy Court for the Southern District of New York (Gonzalez, J.) (the "Bankruptcy Court") on August 14, 2005 and (ii) the order (the "Core Order") of the Bankruptcy Court determining that three common law claims in the above-captioned adversary proceeding are core claims pursuant to 28 U.S.C. § 157(b)(2)(B) and (C) signed by the Bankruptcy Court on August 24, 2006 (the "Order"), and each and every part of the Core Opinion and the Core Order. Copies of the Core Opinion and the Core Order are attached hereto as Exhibit A and B, respectively.

The names of all parties to the judgment, order, or decree appealed from and the names, addresses, and telephone numbers of their respective attorneys are as follows:

The Citigroup co-defendant affiliates are: Citibank, N.A., Citigroup Global Markets Inc., Citicorp North America, Inc., Citigroup Financial Products Inc., CXC LLC, Corporate Asset Funding Company, LLC, and Corporate Receivables Corporation, LLC. The Barclays' co-defendant affiliates are: Barclays Bank PLC, Barclays Capital Inc., Barclays Capital Securities Limited, Barclays Physical Trading Limited and Barclays Metals Limited. The Deutsche Bank co-defendant affiliates are: Deutsche Bank Trust Company Americas, Deutsche Bank Securities Inc., Deutsche Bank Luxembourg, S.A., Deutsche Bank Trust Company Delaware, Deutsche Bank Trust Corporation, Bankers Trust International plc, BT Commercial Corp., DB Green, Inc., Deutsche Leasing New York Corp., Seneca Delaware, Inc., Deutsche Bank S.A., BT Ever, Inc. and Seneca Leasing Partners, L.P.

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Dated: New York, New York September 25, 2006

#### Respectfully submitted,

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### EXHIBIT A

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

For Publication

Chapter 11

In re:

ENRON CORP., *et al.*, : Case No. 01-16034 (AJG)

: Confirmed Case

Reorganized Debtors.

ENRON CORP., et al.,

Plaintiffs,

v. : Adv. Pro. No. 03-09266 A

CITIGROUP, INC., et al.,

Defendants.

## OPINION CONCERNING DETERMINATION PURSUANT TO 28 U.S.C. § 157(b)(3)

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